

SCHMITZ DEMANDS INSTANT RELEASE

In Petition for Habeas Corpus Writ, Predicts Anarchy.

Says Graft Prosecutors Are Working for Control of City.

SAN FRANCISCO, Cal., June 21.—The filing of a petition for a writ of habeas corpus late yesterday afternoon by Mayor Schmitz attorneys came as a surprise to the prosecution, as it was generally understood that proceedings in the appellate court would be with-held, pending the final judgment of Judge Dunne in passing sentence.

It was apparent that the attorneys for the convicted mayor intended their move to be in the nature of a surprise, inasmuch as they filed the petition at a late hour, rushing with it to Appellate Judge Kerrigan.

No copies of the application were served on any member of the prosecution yesterday or last night. The application for the writ sets forth that his imprisonment in the custody of the sheriff is illegal and in contravention of the Constitution of the United States, which provides that no man shall be deprived of his liberty without due process of law.

Cry "Big Stick." As a second ground, the applicant avers that his detention is in violation of the constitution of the State, which provides that prisoners shall be bailable, except for a capital offense.

The petition in detail recites the alleged plans of the graft prosecutors to take control of the city government. It alleges that Rudolph Spreckels and J. J. Dwyer, representing private interests, are attempting to secure political control of the municipal government through the agency of the "big stick."

Schmitz charges that the sixteen supervisors have made written confessions of crime, and, under promise of immunity from prosecution, they are compelled to do the bidding of these alleged private interests. He recites that it is the intention of these private interests to remove the different commissioners and the heads of departments.

"Riot and Anarchy." Taking it for granted that this action will be taken, Schmitz states on his own authority that his appointees will not surrender their offices and that riot and anarchy will result if the attempts at removal are made. In addition, the mayor avers that this will be a conflict of authority and endless litigation.

As a final ground for the petition, the mayor asserts that his physical condition is such that incarceration in the county jail will result in his death.

AGENT OF DEVIL; ASTROLOGER CALLED

WILMINGTON, June 21.—A local astrologer, who is credited predicting disaster, has caused agitation among excisionists, with the result that the prophet is being condemned by ministers of this city.

For several days word has gone from mouth to mouth that an astrologer at the Lyceum Theater had predicted that everybody who went on an excursion would be drowned.

Many refused to go to the Reilly Lyceum's entertainment at Woodland Beach, and the Rev. F. L. Brady, of St. Mary's Roman Catholic Church, in whose benefit the excursion was given, arraigned the prophet in strong terms.

The Rev. R. K. Stephenson, pastor of the Scott Methodist Episcopal Church, branded him "an irresponsible agent of the devil."

EXPENSIVE MONUMENT TO DOG'S MEMORY

GRUNDY CENTER, Ia., June 21.—His love for a dog that saved the life of one of his children who was lost has caused Jacob Siffer, a wealthy retired farmer, to erect a monument to cost \$1,500 to his memory. The stone was put into place yesterday, and is attracting much attention. A handsome marble base is surmounted by the statue of a dog, chiseled from Indiana granite, and weighing 600 pounds. The dog, whose life will thus be uniquely memorialized, was a shepherd. The dog's grave is sheltered by evergreens, and trailing vines and flowering plants to help make the spot one of beauty and fragrance.

STARVING MAN STOLE, MUST GO TO JAIL

NEW YORK, June 21.—"I admit stealing the bottle of milk," said Peter Witt, twenty-nine years of age, an iron worker, homeless and out of work, "but I was starving."

"I'm sorry," said Magistrate Butts, in the West Side court, "but the company's inspector insists in pressing the complaint, so I'll have to hold you."

Henry Bobbe charged Witt with stealing a bottle of milk valued at 10 cents from the steps of 18 West Seventy-seventh street. Witt was held in \$100 bail.

SHOT CRAPS ON SUNDAY;
FINED UNDER GAME LAWS

HARRISBURG, June 21.—Secretary Kalbfus, of the State Game Commission, has received a report from an assistant game warden in Monessing, enclosing \$8, which he said was a fine collected from two negro craps-shooters who "were violating the game laws by shooting game on Sunday."

Widow's Fourth Attempt To Wed Is Successful

She and the Groom; Virginia Ranchman, Had No Time to Marry in Other Places, Owing to Late Trains.

DENVER, Col., June 21.—After four disappointments in their efforts to procure a marriage license in as many cities, Mrs. Lou Clendenin, a wealthy widow of Seebert, W. Va., and Isaac Meyers, a prosperous ranchman of Virginia, were married here, with the five-year-old son of the bridegroom a witness to the romantic marriage.

The bride is fifty, while Mr. Meyers gave his age as forty-one. They have known each other for many years. As Mrs. Clendenin had no children of her own, she asked to care for the little son of Meyers when his mother died. It was most natural that Meyers should often call to see his son, and the acquaintance with the rich widow resulted in an engagement.

But Mrs. Clendenin's relatives so seriously opposed her remarriage that she kept putting off the date, while not breaking the engagement. Upon an invitation to visit her brother, C. W. McNeal, a rich ranchman of Freedom, Wyo., she decided to have the wedding performed at Cincinnati. But when the party reached there, the train was late and there was no time.

"Never mind," said Meyers. "We will have a two hours' wait at St. Louis." Again the lateness of the train prohibited the coveted stop. With a forty minutes' wait on their schedule at Kansas City, Mr. Meyers, accompanied by his son, hurried to the marriage license office to find it had just closed. In a Junta, Col., was the next stop, but they passed through there during the night. Arriving at Denver they found they had a whole day to themselves, and were at last married by the Rev. Louis Albert Banks, of Trinity Methodist Episcopal Church, after which they proceeded to Wyoming.

The groom vigorously denied the suggestion of Mrs. Meyers' relatives that he wished to marry the widow for her money. "It is a pure love match," he said.

PUGILIST COUGHS UP BULLET; HIT RECENTLY BY STRAY SHOT

NEW YORK, June 21.—Some foolish person who didn't know the capacity of Chick Tucker wasted a bullet by firing it into Chick one day several weeks ago. Chick went to the sidewalk outside a barroom in Sullivan street, and would have remained recumbent had not a friend had a happy inspiration.

"Eight, mine, go," counted the friend, and Chick struggled to his feet before the count could be finished. That was the instinctive action of a fellow who had spent many a night within sound of the timer's gong and the referee's voice. Chick's friends brought off the blind passes he made, brooked him to a realization of the nature of his injury, and said: "It's you on the stretch jump for the butcher shop."

So Chick went to St. Vincent's Hospital. The doctors informed him he got it in the neck, to which he retorted, tersely: "Quit kiddin' an' dig for the lead mine." Then, to show Chick they were not joking they jammed a probe into the hole under his left ear. "Got me in the knockout place, hey?" gasped Chick faintly.

But probing did not bring forth the bullet. Chick waited until a week ago, then sought Bellevue. More digging. "An't trying to lay my brains, are you?" demanded the pugilist. Then the surgeon said no, he wasn't, and gave up the job. Chick went home disgruntled. Said he to a cronie: "If I got back into the ring game again, they'll scale me overweight with all that lead inside of me."

Recently Chick was punching the bag in the back room of his saloon, when he paused, coughed, ducked the bag, coughed again, sidestepped on a leather's return and jumped to the side of the room, where he coughed for two minutes. Finally, something plunked with a metallic sound against a match safe on a table. Chick stared. There lay the bullet.

"Coughed up lead, did he?" sneered untruthful enemies, when they heard of it. "Huh! We always knew he was a counterfeit clean through."

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